

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: JAN 25 2007

UNITED STATES OF AMERICA,

- v. -

WILKENS RIVERA,

Defendant.

INDICTMENT RCD

07 CRIM.

70

COUNT ONE

The Grand Jury charges:

1. From at least in or about February 2006, up through and including in or about May 2006, in the Southern District of New York and elsewhere, WILKENS RIVERA, the defendant, and others known and unknown, unlawfully, willfully, and knowingly did combine, conspire, confederate, and agree together and with each other to commit offenses against the United States, to wit, to violate Title 18, United States Code, Section 922(a)(1)(A).

2. It was a part and an object of the conspiracy that RIVERA and his co-conspirators unlawfully, willfully, and knowingly, not being licensed importers, licensed manufacturers, and licensed dealers, would and did unlawfully, willfully, and knowingly engage in the business of importing, manufacturing, and dealing in firearms, and in the course of such business shipped, transported, and received firearms in interstate and foreign commerce, in violation of Title 18, United States Code, Section 922(a)(1)(A).

JUDGE DANIELS

OVERT ACT

3. In furtherance of the conspiracy and to effect the illegal object thereof, the following overt act, among others, was committed in the Southern District of New York:

a. In or about February 2006, in the Bronx, New York, RIVERA introduced a confidential informant to a co-conspirator not named as a defendant herein.

(Title 18, United States Code, Section 371.)

COUNT TWO

The Grand Jury further charges:

4. From at least in or about February 2006, up through and including in or about May 2006, in the Southern District of New York and elsewhere, WILKENS RIVERA, the defendant, and others known and unknown, unlawfully, willfully, and knowingly, not being licensed importers, licensed manufacturers, and licensed dealers, did engage in the business of importing, manufacturing, and dealing in firearms, and in the course of such business shipped, transported, and received firearms in interstate and foreign commerce, to wit, RIVERA and his accomplices sold approximately twelve firearms, including a

.380-caliber pistol, a .357-caliber pistol, a .25-caliber pistol, and a .40-caliber pistol.

(Title 18, United States Code, Sections 922(a)(1)(A) and 2.)

  
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GRAND JURY FOREPERSON

  
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MICHAEL J. GARCIA  
UNITED STATES ATTORNEY

Form No. USA-33s-274 (Ed. 9-25-58)

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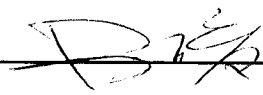
(18 U.S.C. §§ 371, 922(a)(1)(A), and 2.)

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MICHAEL J. GARCIA  
United States Attorney.

A TRUE BILL

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Foreperson.

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1/25/07  
Case assigned to J. Daniels for all purposes  
HJ/Youngster